

NOTICES OF PROPOSED DELEGATION AGREEMENTS

The Administrative Procedure Act requires the publication of notices of proposed delegation agreements in the *Register*. A delegation agreement is an agreement between an agency and a political subdivision that authorizes the political subdivision to exercise functions, powers or duties conferred on the delegating agency by a provision of law. Delegation agreements are not intergovernmental agreements pursuant to A.R.S. Title 11, Chapter 7, Article 3. For at least 30 days after publication of the Notice of Proposed Delegation Agreement in the *Register*, the agency shall provide persons the opportunity to submit in writing statements, arguments, date, and views on the proposed delegation agreement and shall provide an opportunity for a public hearing if there is sufficient interest. The delegating agency shall follow the procedures for delegation agreements specified in A.R.S. Title 41, Chapter 6, Article 8.

NOTICE OF PROPOSED DELEGATION AGREEMENT

1. **Name of the agency proposing the delegation agreement:**

Department of Environmental Quality

2. **The name of the political subdivision to which functions, powers, or duties of the agency are proposed to be delegated:**

Cochise County Department of Health and Social Services

3. **The name, address, and telephone number of agency personnel to whom persons may direct questions or comments:**

Name: Sharon Turner
Address: Department of Environmental Quality
3033 North Central Avenue #157
Phoenix, Arizona 85012
Telephone: (602) 207-4778

4. **A summary of the delegation agreement and the subjects and issues involved:**

Under A.R.S. § 49-107, the Department of Environmental Quality (DEQ) proposes to delegate the Solid Waste Management program elements listed below to the Cochise County Department of Health and Social Services, serving as the local agency (LA). The delegated functions include portions of the Water Pollution Control Program and the Solid Waste Management Program. The effective date of this Agreement is the latter of the following: 1) Filing with the Secretary of State, 2) Filing with the Cochise County Recorder, or 3) 30 days from the Notice of Final Decision to Enter into the Delegation Agreement. Provisions of this Agreement will not be implemented by LA and DEQ until January 1, 1996. The expiration date of this Agreement is June 30, 2000.

Delegated Functions:

1. Approval of plans and construction of septic tank systems with subsurface disposal.
2. Enforcement of regulations governing septic tank systems with subsurface disposal.
3. Inspection, permitting, and licensing of septic tank cleaners.
4. Investigation of nuisance complaints.

Editor's Note: The above summary specifies that the effective date of this delegation agreement is the date of filing with the Secretary of State. However, delegation agreements are not filed with the Secretary of State. As specified in A.R.S. § 41-1081(E), "the delegation agreement is effective 30 days after written notice of the agency's final decision is given unless an appeal is filed and pending before the [governor's regulatory review] council pursuant to subsection F."

5. **Copies of the proposed delegation agreement may be obtained from the agency as follows:**

Name: Sharon Turner
Address: Department of Environmental Quality
3033 North Central Avenue #157
Phoenix, Arizona 85012
Telephone: (602) 207-4778

6. **The schedule of public hearings on the proposed delegation agreement:**

Date: September 19, 1995
Time: 1 p.m. (MST)
Location: Cochise County will meet in City of Sierra Vista
City Manager's Conference Room
1011 North Coronado Drive
Sierra Vista, Arizona 85635

NOTICE OF PROPOSED DELEGATION AGREEMENT

1. **Name of the agency proposing the delegation agreement:**

Department of Environmental Quality

2. **The name of the political subdivision to which functions, powers, or duties of the agency are proposed to be delegated:**

Gila County Health Department

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3. The name, address, and telephone number of agency personnel to whom persons may direct questions or comments:

Name: Sharon Turner
Address: Department of Environmental Quality
3033 North Central Avenue #157
Phoenix, Arizona 85012
Telephone: (602) 207-4778

4. A summary of the delegation agreement and the subjects and issues involved:

Under A.R.S. § 49-107, the Department of Environmental Quality (DEQ) proposes to delegate the Solid Waste Management program elements listed below to the Gila County Health Department, serving as the local agency (LA). The delegated functions include portions of the Water Pollution Control Program and the Solid Waste Management Program. The effective date of this Agreement is the latter of the following: 1) Filing with the Secretary of State, 2) Filing with the Gila County Recorder, or 3) 30 days from the Notice of Final Decision to Enter into the Delegation Agreement. Provisions of this Agreement will not be implemented by LA and DEQ until January 1, 1996. The expiration date of this Agreement is June 30, 2000.

Delegated Functions:

1. Approval of plans and construction of septic tank systems with subsurface disposal.
2. Enforcement of regulations governing septic tank systems with subsurface disposal.
3. Approval of plans and construction of alternate individual on-site disposal systems with designs that conform to Engineering Bulletin 12.*
4. Enforcement of regulations governing alternate individual on-site disposal systems with designs that conform to Engineering Bulletin 12.*

Special Conditions: Delegated Functions - Numbers 3 and 4 listed above are to be phased over the first year of the Delegation Agreement. Until Gila County determines it wishes to accept full responsibility for functions 3 and 4 above, DEQ will be responsible for the technical approvals of those systems. Gila County will notify DEQ when they accept the responsibility for final technical approvals.

5. Inspection, permitting, and licensing of septic tank cleaners.
6. Investigation of nuisance complaints.
7. Investigation of, and enforcement to eliminate, illegal and "wildcat" dumps.
8. Inspection and permitting of refuse haulers.

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5. Copies of the proposed delegation agreement may be obtained from the agency as follows:

Name: Sharon Turner
Address: Department of Environmental Quality
3033 North Central Avenue #157
Phoenix, Arizona 85012
Telephone: (602) 207-4778

6. The schedule of public hearings on the proposed delegation agreement:

Date: September 20, 1995
Time: 3:30 p.m. (MST)
Location: Gila County Courthouse
Supervisor's Meeting Room
1400 East Ash Street
Globe, Arizona 85501

NOTICE OF PROPOSED DELEGATION AGREEMENT

1. Name of the agency proposing the delegation agreement:

Department of Environmental Quality

2. The name of the political subdivision to which functions, powers, or duties of the agency are proposed to be delegated:

City of Sierra Vista

3. The name, address, and telephone number of agency personnel to whom persons may direct questions or comments:

Name: Sharon Turner
Address: Department of Environmental Quality
3033 North Central Avenue #157
Phoenix, Arizona 85012
Telephone: (602) 207-4778

4. A summary of the delegation agreement and the subjects and issues involved:

Under A.R.S. § 49-107, the Department of Environmental Quality (DEQ) proposes to delegate the Solid Waste Management program elements listed below to the City of Sierra Vista, serving as the local agency (LA). The delegated functions include portions of the Safe

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Drinking Water Program and the Water Pollution Control Program. The effective date of this Agreement is the latter of the following: 1) Filing with the Secretary of State, or 2) 30 days from the Notice of Final Decision to Enter into the Delegation Agreement. Provisions of this Agreement will not be implemented by LA and DEQ until January 1, 1996. The expiration date of this Agreement is June 30, 2000.

Delegated Functions:

1. Approval to construct for drinking water facilities (Line extension only).
2. Approval of construction for drinking water facilities (Line extension only).
3. Approval of plans (approval to construct) for wastewater facilities.
4. Approval of construction for wastewater facilities.
5. Approval of sanitary facilities for subdivisions.
6. Compliance and construction inspections of water and sanitary facilities delegated in Appendix A.

Editor's Note: The above summary specifies that the effective date of this delegation agreement is the date of filing with the Secretary of State. However, delegation agreements are not filed with the Secretary of State. As specified in A.R.S. § 41-1081(E), "the delegation agreement is effective 30 days after written notice of the agency's final decision is given unless an appeal is filed and pending before the [governor's regulatory review] council pursuant to subsection F."

5. Copies of the proposed delegation agreement may be obtained from the agency as follows:

Name: Sharon Turner
Address: Department of Environmental Quality
3033 North Central Avenue #157
Phoenix, Arizona 85012
Telephone: (602) 207-4778

6. The schedule of public hearings on the proposed delegation agreement:

Date: September 19, 1995
Time: 10 a.m. (MST)
Location: City of Sierra Vista
City Manager's Conference Room
1011 North Coronado Drive
Sierra Vista, Arizona 85635